



3-21-02

DAC #3

Express Mail No.: EL 452 482 600 US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Qinghong Yang and Weihong Christy

Serial No.: 10/038,193

Group Art Unit: 1645

Filed: October 23, 2001

Examiner: To be assigned

For: METHODS FOR DETECTION OF  
DIFFERENCES IN NUCLEIC ACIDS

Attorney Docket No.: 10752-005-999

**PETITION TO CORRECT FILING DATE UNDER 37 CFR § 1.10**

**Attn: Application Processing Division's Customer Correction Branch**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby requests a correction in the assigned Filing Date for the above-referenced application. The filing date of November 23, 2001 is incorrect. The correct filing date is **October 23, 2001**.

The Applicant filed the above identified application in compliance with the provisions of 37 C.F.R. §§ 1.10 and 1.53(b) on **October 23, 2001**. As proof of the above assertion, Applicant encloses a copy of the Express Mail Receipt and a copy of the return postcard showing that the application was mailed on October 23, 2001. In addition, please add Applicant's name **Weihong Christy of Mountain View, California**. As proof of this assertion, Applicant encloses a copy of the Declaration which was mailed with the Application on October 23, 2001.

A copy of the Filing Receipt is enclosed for your convenience. No fee is believed to be due; however, should a fee be required, please charge to Pennie & Edmonds Deposit Account No. 16-1150.

Respectfully submitted,

Dated: March 19, 2002

Rahul Pathak

42,983

(Reg. No.)

For: Samuel B. Abrams (Reg. No. 30,605)  
**PENNIE & EDMONDS LLP**  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

Enclosures

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/038,193 ✓	11/23/2001	1645	370	10752-005-999	3	6	1

24341  
Pennie & Edmonds, LLP  
3300 Hillview Avenue  
Palo Alto, CA 94304

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CONFIRMATION NO. 7211 ✓

## FILING RECEIPT



\*OC00000007519884\*

Date Mailed: 02/22/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Qinghong Yang, Mountain View, CA;

## Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/242,840 10/23/2000

## Foreign Applications

If Required, Foreign Filing License Granted 02/22/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Methods for detection of differences in nucleic acids ✓

## Preliminary Class

435

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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PATENTS ONLY

DATE: October 23, 2001

THE EXPRESS MAIL NUMBER OF THE-DAY IS EL 452 481 564 US

THE PERSON TAKING EXPRESS MAIL  
TO THE POST OFFICE IS: Kevin Isaacs  
**EXPRESS MAIL CERTIFICATION**

**EL 452481564US**

Date of Deposit October 23, 2001 I hereby certify that the below-listed papers or fees were inserted into a package that was addressed to the Assistant Commissioner For Patents, Washington, D.C. 20231 and was deposited by me with the United States Postal Service "Express Mail Post Office Addressee" service under 37 C.F.R. §1.10 on the date indicated above.



Signature

Date


10/23/01

SBA/BBM/mo	n/a	10752-0005-999	Utility Patent Application Transmittal; Fee Transmittal (in duplicate); Declaration (unsigned); Specification (23 pages); Drawings (two sheets); Table 1 (1 page); return postcard
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<b>POST OFFICE TO ADDRESSEE</b>		 UNITED STATES POSTAL SERVICE™	 *EL452481564US*
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No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Int'l Alpha Country Code	COD Fee	<b>Customer Copy</b> Label 11-F July 1997
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Express Mail No. EL 452 481 564 US First Class Mail ( ) CCA  
Date Mailed October 23, 2001  
Ser. No. To be assigned Filed Herewith  
Inventor Yang et al.  
For METHODS FOR DETECTION OF DIFFERENCES IN NUCLEIC ACIDS

- |   |  |
|---|--|
| <input type="checkbox"/> Affidavit/Declaration  | <input type="checkbox"/> Fee Address Indication Form             |
| <input type="checkbox"/> Amendment  | <input checked="" type="checkbox"/> Fee Calculation in duplicate |
| <input checked="" type="checkbox"/> Application <u>23</u> Pages   | <input type="checkbox"/> Issue Fee Transmittal                   |
| <input checked="" type="checkbox"/> <u>6</u> Claims <input checked="" type="checkbox"/> Drawings (two sheets) | <input type="checkbox"/> Letter                                  |
| <input type="checkbox"/> Appeal, Notice of  | <input type="checkbox"/> Oral Hearing Req./Confirm.              |
| <input type="checkbox"/> Assignment   | <input type="checkbox"/> Petition to Extend Time                 |
| <input type="checkbox"/> Brief (in triplicate)  | <input type="checkbox"/> Pet. under 37 C.F.R.                    |
| <input checked="" type="checkbox"/> Declaration <del>&amp; Power of Attorney</del> unsigned                   | <input type="checkbox"/> Power of Attorney                       |
| <input type="checkbox"/> Design Application   | <input type="checkbox"/> Associate w/Revocation                  |
| <input type="checkbox"/> Disclaimer   | <input type="checkbox"/> Sequence Listing w/Computer             |
| <input type="checkbox"/> Disclosure Statement   | <input type="checkbox"/> Readable and Paper Copies               |
| <input type="checkbox"/> w/refs. <input type="checkbox"/> w/o refs.   | <input type="checkbox"/> Small Entity Statement                  |
| <input type="checkbox"/> Drawings Formal  | <input type="checkbox"/> Status Letter                           |
| <input type="checkbox"/> Sheets <input type="checkbox"/> Figures  | <input checked="" type="checkbox"/> Transmittal Letter           |



Other: Table 1 (1 page)

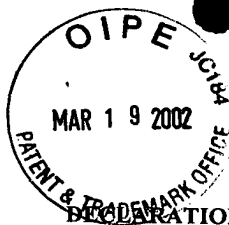
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I hereby declare that all statements made herein, to the best of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	LAST NAME Yang	FIRST NAME Qinghong	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Mountain View	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP People's Republic of China	
	POST OFFICE ADDRESS	STREET 1901 Rock Avenue, Apt. #108	CITY Mountain View	STATE OR COUNTRY California	ZIP CODE 94043
	SIGNATURE OF INVENTOR 201			DATE	
202	FULL NAME OF INVENTOR	LAST NAME Christy	FIRST NAME Weihong	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 202			DATE	
203	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 203			DATE	
204	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 204			DATE	
205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 205			DATE	



## DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION\*

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

## METHODS FOR DETECTION OF DIFFERENCES IN NUCLEIC ACIDS

and for which a patent application:

- ☒ is attached hereto and includes amendment(s) filed on (if applicable)  
☐ was filed in the United States on as Application No. (for declaration not accompanying application)  
with amendment(s) filed on (if applicable)  
☐ was filed as PCT international Application No. on and was amended under PCT Article 19 on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
			YES NO
			YES NO
			YES NO

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE
60/242,840	10-23-00

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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

\* for use only when the application is assigned to a company, partnership or other organization.